1102865-0036

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applications of	: Grimes and Blackburn
Serial No.	: 09/747,825
Filed	: December 22, 2000
For	: "STABLE IMMUNOGENI COMPOSITION FOR FRO STORAGE"
Examiner	: P. N. HUYNH
Group Art Unit	: 1644

I hereby certify that this paper is being telecopied
Facsimile to: 703-872-9306
Commissioner for Patents
Washington, D.C. 20231.

Hans-Peter G. Hoffmann — Name
37,352 — Reg. No.
Signature
March 24, 2003 — Date

Honorable Commissioner for Patents
Washington, D.C. 20231

AMENDMENT AND RESPONSE
(37 CFR 1.115)

Sir:

This communication is submitted in response to the first Office Action mailed October 22, 2002, in accordance with Rule 115.

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PETITION FOR EXTENSION OF TIME

Applicants petition for a two-month extension of time for a response to an Office Action which was due on January 22, 2003, up to and including March 22, 2003. Since March 22, 2003 falls on a Saturday, submission of the response on the next business day in the United States Patent Office, on Monday March 24, 2003 is therefore considered timely.

The Commissioner is hereby authorized to charge the requisite fee for small entity to Deposit Account No. 23-1703.

Please consider the following amendment.

IN THE SPECIFICATION:

On page 4, line 28, the full sentence is as follows:

C1 An aliquot of the emulsion may contain about 0.5 mg/ml of conjugate.

IN THE CLAIMS:

Please cancel claims 36, 37, 39, 42, and 45, without prejudice.

Please consider the following amended claims:

35. An immunogenic composition formulated as an emulsion which is stable in frozen storage comprising an aqueous phase immunogen and a pharmaceutically acceptable oily vehicle selected from the group consisting of the Montanide type ISA 25, ISA 703, ISA 719, and ISA 720, without an additional emulsion stabilizer; the thawed composition retaining at least 60% of the emulsion globules at a size of less than 1 μm and exhibiting a normal release rate of the immunogen.

C2

38. The immunogenic composition as claimed in claim 35, wherein the emulsion is formulated as a mixture of the oily vehicle and the aqueous phase immunogen so as to form an oil-in-water or water-in-oil emulsion.

C3